

CAMPAIGN FINANCE DIVISION

☒ WAIVER REQUEST
☐ RECONSIDERATION REQUEST

DATE: 7/22/2021

DOCKET #: 21-311

FILER INFORMATION

Name: Marcus Bergeron
Office: City Marshal, City Court, City of Eunice
Parish: ACADIA & ST. LANDRY
Election Date: 11/3/2020
Level of Office: District

REPORT INFORMATION

Name of Report: 10-G
Original Due Date: 11/25/2020
Date Filed: 5/19/2021
Activity Receipts: \$166.00
Expenditures: \$544.08
Funds at Close of Reporting Period: \$-0

LATE FEE INFORMATION

Amount of Late Fee: \$2,000
Days Late: Report not yet filed.
Late Fee Order Received: 6/15/2021
Payment/Waiver Request Due Date: 7/5/2021
Waiver Request Received: 5/21/2021
Additional Information Requested:
XX - Medical
- Financial
- Other

COMMENTS: He has been dealing with Hurricane Laura and Delta displacements. He was diagnosed with COVID-19 and was bedridden for a month, then his wife was diagnosed with the same and was bedridden for over a month as well. Also due to the hurricane damage to his listed address, he was forced to move to his current address and did not receive any paperwork or notices that may have been sent from your office. Also he was under the impression that after he used all his funds for election day expenses and had no more funds, that would be the final report. He was not elected as the City Marshall and did not think a 10-G report was needed since he was not in the general election due to losing in the primary. Once notified of this mistake, he immediately filed the report. This was his first attempt at running in a political office.

OTHER LATE FEE INFORMATION

Campaign Finance:

Other Outstanding Reports: No
Other Outstanding Late Fees: No
Prior Late Fees: No
Reassessed Late Fees: No

Disclosure Statements:

Other Outstanding Late Fees: No
Prior Late Fees: No

Melissa Horn

From: Angela Newsom (ETHICS)
Sent: Friday, May 21, 2021 10:55 AM
To: Melissa Horn
Subject: FW: Letter to the ethics board from Marcus Bergeron

Follow Up Flag: Follow up
Flag Status: Flagged

Categories: Waiver/Reconsideration

See below for waiver request for Marcus Bergeron. Thanks!

Angela Newsom, Division Director
Campaign Finance & Lobbying
Ethics Administration
P. O. Box 4368
Baton Rouge, LA 70821
225-219-5600
800-842-6630
225-381-7271 (fax)

From: Marcus Bergeron <mcb3175@ymail.com>
Sent: Friday, May 21, 2021 10:52 AM
To: Angela Newsom (ETHICS) <Angela.Newsom@LA.GOV>
Subject: Letter to the ethics board from Marcus Bergeron

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

To whom it may concern:

I am writing this letter to explain my lateness to my final report on Election to the Eunice City Marshal Office Election date 11/3/2020.

I have been dealing with Hurricane Laura and Delta displacements. I was diagnosed with COVID-19 and was bedridden for a month, then my wife was diagnosed with the same and was bedridden for over a month as well. Also due to the hurricane damage to my listed address, I was forced to move to my current address and did not receive any paperwork or notices that may have been sent from your office.

I also attest to my lateness because I was under the impression that after I used all my funds for my election day expenses and had no more funds left, that would be my final report considering I had

no other funds left. I was not elected as the City Marshall and did not think a 10 day prior to general election expense report was needed since I was not running in the general election due to my loss in the primary. Once I was notified of this mistake, I immediately turned in the requested report. This was my first attempt at running in a political office.

I Pray these misshaps can be forgiven, given the circumstances I am truly facing.

Thank you for you time and consideration

Marcus Bergeron

Sent from my iPhone

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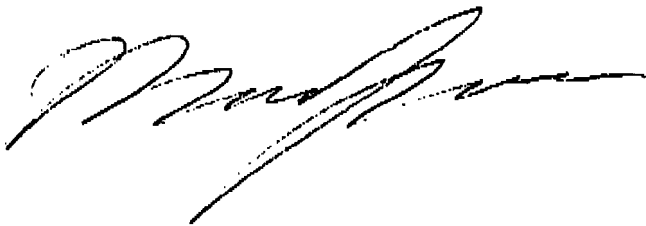
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Thank you for you time and consideration

Marcus Bergeron

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TANNER SERVICES, LLC
 P. O. BOX 4368
 BATON ROUGE, LA 70821
 (225) 219-5600
 FAX: (225) 381-7271
 1-800-842-8630
 www.ethics.la.gov

June 10, 2021

Mr. Marcus Bergeron
 2160 Navy Rd.
 Mamou, LA 70554

CERTIFIED MAIL

NO. 70200640000079860784

RETURN RECEIPT REQUESTED

RE: Late fee assessment for the November 3, 2020 Election
 10-G Campaign Finance Disclosure Report filed late

Dear Mr. Bergeron:

Enclosed is an assessment of a late fee pursuant to La R.S. 18:1505.4 and La. R.S. 18:1511.4.1. Please submit a check or money order in the amount of \$2,000 payable to the Treasurer of the State of Louisiana to P. O. Box 4368, Baton Rouge, LA 70821. Please note that late fees can only be paid by the candidate or by his campaign.

You have 20 days from receipt of this letter to dispute this assessment. You may elect to do either or both of the following:

1. You may submit your request for a waiver to the attention of the Louisiana Board of Ethics.

Waivers are handled by the Ethics Board. The Board of Ethics may reduce, suspend, or decline to waive a late fee assessment based on the cause shown by the person, candidate, or political committee. If you submit a request for a waiver of the late fee to the Board of Ethics, your request should contain details as to why, in your opinion, you have good cause why your report was not timely filed. Also, if you would like to appear before the Board of Ethics in connection with your request, you should state that in your letter. The request should be submitted to the attention of the Board of Ethics at the following address: P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

2. You may appeal the assessment directly to the Ethics Adjudicatory Board (EAB).

Appeals to the EAB are proceedings before a three judge panel. The determination is made regarding whether the person, candidate, or political committee was required to file the report and whether the report was filed late. Mitigating factors are not considered during an EAB proceeding. The EAB does not have the authority to reduce, suspend, or waive a late fee assessment. If you choose to appeal the assessment to the EAB, you should submit your request for an appeal to the attention of the Executive Secretary of the Louisiana Board of Ethics at P. O. Box 4368, Baton Rouge, LA 70821 or fax at (225) 381-7271.

If you timely submit a waiver request or appeal, your name will not be posted on the website pending the result of your appeal. Furthermore, if you request an appearance, you will be notified of the place and time prior to the meeting.

If you do not pay or dispute the assessment of the late fee within 20 days from the receipt of this letter, the matter will be forwarded to the Attorney General's Office to pursue collection. If the matter is forwarded to the Attorney General's Office for collection, you may be responsible for all additional costs incurred. Additionally, late fees not paid by the due date will be posted on the agency website.

You should be aware that unpaid campaign finance fines, fees or penalties may have an adverse effect on your ability to run for public office in the future, as the Board of Ethics will object to your future qualifications for candidacy for public office pursuant to La. R.S. 18:491 and R.S. 18:492.

Sincerely,

LOUISIANA BOARD OF ETHICS

Melissa Horn

AN EQUAL OPPORTUNITY EMPLOYER

STATE OF LOUISIANA LOUISIANA BOARD OF ETHICS
acting in its capacity as the
SUPERVISORY COMMITTEE ON CAMPAIGN FINANCE DISCLOSURE

In Re: Marcus Bergeron
November 3, 2020 Election

LATE FEE ASSESSMENT ORDER

WHEREAS, Marcus Bergeron, in his capacity as a candidate for City Marshal, City Court, City of Eunice in the November 3, 2020 election was required to file campaign finance reports pursuant to La. R.S. 18:1484.


WHEREAS, La. R.S. 18:1505.1 provides that it is a violation of the Campaign Finance Disclosure Act to fail to timely file campaign finance reports.

WHEREAS, in accordance with La. R.S. 18:1495.4B(5), Marcus Bergeron was required to file a 10th Day Prior to General Report (10-G) by November 25, 2020. Marcus Bergeron filed the report on and was late.

WHEREAS, La. R.S. 18:1505.4A(2)(a)(ii) provides that an automatic late fee of \$60 per day (not to exceed \$2,000) be assessed against Marcus Bergeron for this late filing.

ACCORDINGLY, IT IS ORDERED that a late fee of \$2,000 is assessed against Marcus Bergeron for failure to timely file his campaign finance disclosure report.

ORDER signed on the 10th day of June 2021 at Baton Rouge, Louisiana.



Angela Newsom, Director
Campaign Finance & Lobbying Division



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06/17/2021 10:55 AM

Start Page

Xerox[®] VersaLink[™] B405DN Multifunction Printer

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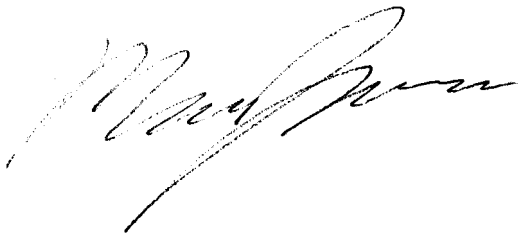
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